

File No. 595

(Reprint of File No. 292)

House Bill No. 5702
As Amended by House
Amendment Schedule "A"

Approved by the Legislative Commissioner
April 24, 1998

AN ACT CONCERNING THE INTERSTATE COMPACT ON
PAROLEE SUPERVISION.

Be it enacted by the Senate and House of
Representatives in General Assembly convened:

1 (NEW) (a) No person who has been released on
2 parole by any other state that is a party to the
3 compact set forth in section 54-133 of the general
4 statutes and for whom permission to reside in this
5 state is required pursuant to subparagraph (B) of
6 subdivision (1) of subsection (a) of said section,
7 may reside in this state unless granted permission
8 by this state as provided in said subparagraph.
9 (b) Any person who violates the provisions of
10 this section shall be guilty of a class D felony.

"THE FOLLOWING FISCAL IMPACT STATEMENT AND BILL ANALYSIS ARE PREPARED FOR THE BENEFIT OF MEMBERS OF THE GENERAL ASSEMBLY, SOLELY FOR PURPOSES OF INFORMATION, SUMMARIZATION AND EXPLANATION AND DO NOT REPRESENT THE INTENT OF THE GENERAL ASSEMBLY OR EITHER HOUSE THEREOF FOR ANY PURPOSE."

FISCAL IMPACT STATEMENT – BILL NUMBER HB 5702

STATE AGENCY(S) Board of Parole, Other Criminal
 Justice Agencies

Compliance with the bill would increase the period of parolee supervision in some cases and decrease it in other cases resulting in no net impact for the Board of Parole from the bill. As of 2/28/98, there were 186 out-of-state parolees (about 20% of all parolees) being supervised in Connecticut and 143 Connecticut parolees in other states.

In addition, the bill's provisions concerning enhanced criminal penalties would result in increased pressures on the criminal justice system. Over the long term, these pressures would lead to a need for increased criminal justice resources, especially for incarceration and community supervision. It should be noted that SHB 5021 (the revised Appropriations Act for FY 1998-99 as favorably reported by Appropriations) includes \$5.4 million to address overcrowding in the state's prisons and jails. In addition, the Public Defender Services Commission is currently under suit by the American Civil Liberties Union relating to the adequacy of funding for public defenders. Increases in criminal penalties will at some point require additional funds for criminal justice agencies in order to maintain adequate enforcement of other criminal laws.

House "A" made a technical change and did not result in a fiscal impact.

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OLR AMENDED BILL ANALYSIS

HB 5702 (as amended by House "A")*

AN ACT CONCERNING THE INTERSTATE COMPACT ON PAROLEE SUPERVISION

SUMMARY: This bill makes it a crime for people paroled by another state under the Uniform Act for Out-of-State Parolee Supervision to live in Connecticut without this state's permission, if under the compact they must obtain permission. Neither the bill nor existing law specifies who is responsible for granting permission, but presumably for parolees it would be the Board of Parole.

The bill makes such a violation a class D felony, which is punishable by a fine of up to \$5,000, imprisonment for one to five years, or both.

*House Amendment "A" specifies that the penalty only applies to parolees who are prohibited from moving to Connecticut without the state's permission.

EFFECTIVE DATE: October 1, 1998

BACKGROUND

Uniform Act for Out-of-State Parolee Supervision

The uniform act authorizes the governor to enter a compact with other states to allow states that release people on probation or parole (sending states) to permit them to live in and be supervised by other states (receiving states). People who are residents of, or have family and can get a job in, a receiving state have a right to move to the receiving state. People who are not residents and have no family in the receiving state can still move with that state's permission. And before granting permission, the receiving state has the right to investigate the home and prospective employment of the person desiring to move.

Legislative History

On April 8 the House referred the bill (File 292) to the Government Administration and Elections Committee, which favorably reported it without change on April 15.

COMMITTEE ACTION

Judiciary Committee

Joint Favorable Report
Yea 39 Nay 0

Government Administration and Elections Committee

Joint Favorable Report
Yea 18 Nay 0